

MAR 20 2006

NOT FOR PUBLICATION

**CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS**

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

PABLO IZAGUIRRE,

Plaintiff - Appellant,

v.

PAYNE, Correctional Officer, sued in
his/her individual & official capacity;
FRIDENMAKER, Correctional Officer,
sued in his/her individual & official
capacity; MORENO, Correctional Officer,
sued in his/her individual & official
capacity,

Defendants - Appellees,

and

BLAINE MARSHALL, Deputy Warden,
sued in his/her individual & official
capacity,

Defendant.

No. 04-16680

D.C. No. CV-03-00560-DGC

MEMORANDUM^{*}

Appeal from the United States District Court
for the District of Arizona
David G. Campbell, District Judge, Presiding

^{*} This disposition is not appropriate for publication and may not be
cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

Argued and Submitted March 15, 2006
San Francisco, California

Before: RYMER, W. FLETCHER, and CLIFTON, Circuit Judges.

For the reasons stated by the district court, we affirm.

AFFIRMED.